

**House Bill 4591**  
**Consolidated Amendment**

**Amendments from Licensing:** 1, 5, 9, 14, 15, 17, 19, 20, 21, 28, 30, 35, 37, 39, 47, 48, 49, 55, 56, 5758, 59, 60, 65, 66, 75, 78, 79, 82, 83, 85, 87, 89, 101, 102, 103, 104, 107, 111, 112, 113, 121, 122, 123, 127, 130, 133, 134, 135, 136, 137, 139, 146, 147, 148, 149, 151, 152, 153, 155, 157, 161, 162, 163, 164, 165, 169, 171, 173, 175, 178, 184, 185, 201, 205, 209, 211 and 216.

Mr. Murphy of Burlington, Mr. Dempsey of Haverhill and others move to further amend the bill by inserting after the word “development”, in line 1099, the following words:- , and all host community impact and mitigation issues.;

And move to further amend the bill by striking out, in line 1186, the words “A community”.

And move to further amend the bill by striking out lines 1187 to 1194, inclusive, and inserting in place thereof the following:- In a community which has not adopted the provisions of chapter 43D, the planning board shall designate a local permitting ombudsman, who shall be a planning board member or a member of the planning board’s professional staff, to help coordinate and expedite local permitting of the category 1 facility. In a community where no professional planning staff exists, the local permitting ombudsman shall be a panel consisting of 1 representative from the planning board, 1 member from the zoning board of appeals, 1 member from the conservation commission, 1 member from the police department, 1 member from the fire department and 1 member from the department of public works to coordinate and expedite local permitting of the category 1 facility. In either case, the ombudsman shall not assume the permitting authority of the individual boards, commissions, or departments referred to herein.

And move to further amend the bill by striking out subsection 19 of section 12 and inserting in place thereof the following subsection:-

Section 19. In determining whether an applicant should receive a gaming license, the commission shall require each application submitted to include proposals to advance the following objectives: (1) protecting the lottery from any adverse impacts due to expanded gaming, including, but not limited to, developing cross-marketing strategies with the lottery and increasing ticket sales to out-of-state residents; (2) promoting local businesses in host and surrounding communities, including developing cross-marketing strategies with local restaurants, hotels, retail outlets and performing arts organizations; (3) implementing a workforce development plan to utilize the existing labor force in the commonwealth, including the estimated number of construction jobs a proposed gaming establishment will generate, the development of workforce training programs that serve the unemployed, and methods for accessing employment at the gaming establishment; (4) building a gaming establishment of high caliber with a variety of quality amenities to be included as part of the gaming establishment and operated in partnership with any local hotels, dining, retail and entertainment facilities so that patrons experience the diversified regional tourism industry; (5) taking additional measures to

address problem gambling, including, but not limited to, training of gaming employee to identify patrons exhibiting problems with gambling and prevention programs targeted toward vulnerable populations; (6) providing a market analysis detailing the benefits of the site location of the gaming establishment and the estimated recapture rate of gaming-related spending by residents travelling to out-of-state gaming establishments; (7) utilizing sustainable development principles, including, but not limited to: (i) being certified or capable of being certified as gold or higher pursuant to the U.S. Green Building Council Neighborhood Development Rating System, the green building rating system established by the Leadership in Environmental and Energy Design, gold or higher pursuant to the National Green Building Standard, a Three Globe rating or higher pursuant to the Green Globes rating system, or an alternative rating system approved by the executive office of energy and environmental affairs; (ii) meeting United States Environmental Protection Agency efficiency standards for the electrical equipment and appliances used by the resort casino; and (iii) procuring 10 per cent of its annual electricity consumption from renewable sources identified by the division of energy resources pursuant to section 11F of chapter 25A; (8) establishing, funding, and maintaining human resource hiring and training practices that promote the development of a skilled and diverse workforce and access to promotion opportunities through a workforce training program that: (i) establishes transparent career paths with measurable criteria within the gaming establishment that lead to increased responsibility and higher pay grades that are designed to allow employees to pursue career advancement and promotion; (ii) provides employee access to additional resources, such as tuition reimbursement or stipend policies, to enable employees to acquire the education or job training needed to advance career paths based on increased responsibility and pay grades; and (iii) establishes an on-site child day care program; and (9) contracting with local business owners for the provision of services and goods to the gaming establishment, including developing plans designed to assist businesses in the commonwealth in identifying the needs for goods and services to the establishment.;

And move to further amend the bill by striking lines 1521 through 1528, inclusive, and inserting in place thereof the following:-

(f) A category 2 license and a category 3 license issued pursuant to this chapter shall not be transferrable or assignable without the approval of the commission; provided, however, that for 5 years after the initial issuance of a category 2 or category 3 license the commission shall only approve such a transfer if: (i) the licensee experiences a change in ownership; or (ii) the licensee fails to maintain suitability or other circumstances which the commission may consider, which, in the opinion of a majority of members of the commission, impact a licensee's ability to successfully operate a gaming establishment.;

And move to further amend the bill by inserting after number "\$100,000.", in line 1556, the following:-

A category 1, category 2, or category 3 licensee shall issue an annual report to the commission explicitly stating its progress on meeting each of the stated goals and stipulations put forth in the licensee's original application. Inability to meet stated goals within a reasonable time frame, as determined by the commission, shall result in additional fees as deemed fair and reasonable by

the commission. Failure to meet stated goals may also result at revocation of the license at any time by the commission.

And move to further amend the bill by striking out lines 1632 through 1642, inclusive, and inserting in place thereof the following:-

(c) A category 1 licensee shall pay to the commission a fee of \$100,000,000 within 30 days of the final award of the license which sets forth the conditions to be satisfied by the licensee before the gaming facility may be opened to the public. The commission shall set any renewal fee for such license based on the cost of fees associated with the evaluation of a category 1 licensee pursuant to section 20 of this chapter, and such renewal fee will be exclusive of any subsequent license fees under this section.